IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 27547 of 2005

Between:

Jillela Ananda Rao

..... PETITIONER

AND

The District Collector,

E.G.District at Kakinada and 3 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents 1 to 3 in not considering the representation of the petitioner dated 02.08.2005 and not initiating any inquiry against the 4th respondent, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Cooperation.

The petitioner submits that he is a member of the Mutyala Memorial Collective Cooperative Agricultural Society, Kesavadasupalem village, Sakhinetipalli Mandal of East Godavari District. The said society was established for the welfare and upliftment of members of the Society. The Government has issued a joint patta for an extent of Ac.572.00, out of which Ac.372.00 of land is assigned from Kesavadasupalem village and Ac.198.00 of land is assigned from Antharvedi and Gondi villages, and ever since all the members of the society have been cultivating the said lands by investing their hard earned money.

It is stated that the 4th respondent became the President of the said Society and he is continuing for the last 20 years. It is further stated that the 4th respondent has committed several serious irregularities and became a rich by his illegal, corrupt and immoral activities. In this regard the petitioner and other members made a representation to the respondents 1 to 3 on 02.08.2005, noting down as many as seven irregularities said to have been committed by the 4th respondent, and the 1st respondent has also made an endorsement on their representation and directed the 3rd respondent to conduct enquiry.

Having regard to the facts and circumstances of the case, the 1st respondent may authorize the 3rd respondent to conduct proper enquiry on the representation of the petitioner dated 02.08.2005, in accordance with law, after giving a reasonable opportunity to the petitioner as well as to the 4th respondent,

and also may take necessary action according to the report, that may be filed by the Enquiry Officer.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 27.12.2005

Dsr